



IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 18TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKHAR IAH

WRIT PETITION NO. 27752 OF 1997

BETWEEN:

H.K. Bilagi,
aged about 36 years,
c/o M.S. Momin,
Freedom Fighter Chowk,
Joda Gomata Road,
Near Mablar Hospital,
Bijapur-5 86 101.

.....Petitioner.

(By ~~m/s~~ C.K. Venkatesh for petr)

AND:

The Commissioner,
Urban Land Development Authorities,
Bijapur.

..... Respondent.

(By Sri Ajit J. Gunjal for Respdt)

This Writ Petition filed under Articles 226 &
227 of the Constitution of India with an affidavit

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praying to quash vide Annex.D dated 2-9-97 and etc.,

This Writ Petition coming on for preliminary hearing in 'B' Group this day, the Court made the following:

O R D E R

CSJ:

18.6.1998.

The petitioner has challenged the notice issued by the respondent calling upon him to show the reasons for having not constructed building within the period of 3 years on the site allotted to him, on the ground that no notice has been issued and no enquiry have been held before issuing said notice. The learned Counsel for the respondent submits that no notice has been issued before issuing notice. Therefore, in my ~~view~~ opinion the notice issued under Annexure-D is quashed.

In the result I pass the following order:

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This petition is allowed. The notice dt. 2.9.97 produced as Annexure-D issued by the respondent is quashed. The matter is remitted to the respondent to dispose of the matter afresh after due notice to the petitioner.

Sd/- JUDGE.

T.BY: G.M

R.BY:

C.BY: N/K

29/8/98

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Assistant Registrar
High Court of Karnataka
Bangalore.

11/9 . 1-9-98



